PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Examiner: G. K.

Verbitsky

T. Yamamoto

Art Unit: 2859

Serial No.: 09/700,449

Confirmation: 3753

Filed: November 9, 2000

For: ELECTRONIC THERMOMETER

Date of Last Office Action:

March 13, 2003

Attorney Docket No.: SZIZ 2 00014

Cleveland, OH 44114 September 11, 2003

Cleveland, Ohio 44114-2518 September 11, 2003

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NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Assistant Commissioner of Patents Washington, D.C. 20231 Attn: Board of Patent Appeals and Interferences

Dear Sirs:

Applicant hereby appeals to the Board from a decision of the primary Examiner mailed March 13, 2003 finally rejecting claims 20-38.

The items checked below are appropriate:

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this Notice of Appeal is being forwarded to the U.S. Patent and Tradmark Office via facsimile (703-872-9306) to Examiner Gail Kaplan, Verbitsky on this 11th day of September 2003.

KAthleen A. Nimrichter

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1.	STATUS OF APPLICANT	
	This application is on bel	half of a small
<u> </u>	This application is on beginning small entity.	half of other than a
2. F	EE FOR FILING MOTICE OF APPEAL	
Pursu	nant to 37 C.F.R. 1.17(b) the fee of Appeal is:	
	a small entity	\$ 160.00
	X other than a small e	ntity \$ 320.00
3. <u> </u>	EXTENSION OF TIME A Request for a Three Moris filed herewith.	th Extension Of Time
	Applicant believes that ris required. However this petition is being made to possibility that applicant need for a petition and it time.	s conditional provide for the the the
4.	TOTAL PEES DUE	
	The total fee due is:	
	Notice of Appeal Fee:	\$320.00
	Total due:	\$320.00

FEE PAYMENT 5.

Authorization is hereby given to charge the \$320.00 Notice of Appeal fee to Deposit Account No. 06-0308.

If any additional fee is required authorization is hereby provided to charge Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN, MINNICH & MCKEE, LLP

11 Sep 2003

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